

Message Text

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PAGE 01 USBERL 00188 311909Z

62

ACTION EUR-08

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FM USMISSION USBERLIN

TO AMEMBASSY BONN

INFO SECSTATE WASHDC 430

C O N F I D E N T I A L USBERLIN 188

LIMDIS

E.O. 11652: GDS

TAGS: PGOV, MOSP, WB, GE, GW, UR

SUBJECT: EXFILTRATION-- USAREUR REPORTED NEGATIVE ON
SEVERAL RECOMMENDATIONS

REF: USBERLIN 2337

1. USCOB HAS ADVISED US HE HAS LEARNED INFORMALLY THAT
USAREUR STAFF UP THROUGH CHIEF OS STAFF IS RECOMMENDING
GENERAL DAVISON REJECT ANTI-EXFILTRATION MEASURES B AND
D REFTEL (PROCEDURES FOR EAST BERLIN VISITS BY E-6'S
AND BELOW AND BAN ON NIGHT TRAVEL ON HELMSTEDT AUTOBAHN
BY E-6'S AND BELOW) ON GROUNDS THEY WOULD BE DISCRIM-
INATORY. WHILE FORMAL USAREUR DICSION HAS NOT BEEN
COMMUNICATED TO BERLIN, WE UNDERSTAND STAFF CONCLUSIONS
ARE SUFFICIENTLY FIRM THAT USARUER ACTION OFFICERS
REJECTED SUGGESTION FOR VISIT TO BERLIN TO DISCUSS
SITUATION WITH USCOB AND USBER PRIOR TO SUBMITTING
RECOMMENDATIONS TO GENERAL DAVISON.

2. OUR OPTIONS WOULD APPEAR TO BE:

A. ACCEPT NEGATIVE USAREUR DECISION AND MAKE MEASURES

B AND D APPLY IN "NON-DISCRIMINATORY" MANNER TO ALL

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PAGE 02 USBERL 00188 311909Z

ARMY PERSONNEL.

B. SCRAP MEASURES B AND D IN LIGHT OF USAREUR DECISION.

C. RAISE WITH GENERAL DVAISON, EITHER BEFORE OR AFTER
EH REACHES FORMAL DECISION, PROBLEM THAT USAREUR
DECISION CREATES ON MATTER OF POLITICAL IMPORTANCE TO
EMBASSY.

3. COMMENT: OPTION A WOULD RESULT IN DENYING OURSELVES
RIGHT TO UNDERTAKE CERTAIN TYPES OF TRAVEL (IE.,
INDIVIDUALLY TO EAST BERLIN OR ON HELMSTEDT AUTOBAHN
AT NIGHT) AND DOES NOT APPEAR ACCEPTABLE. OPTION B
WOULD WEAKEN ANTI-EXFILTRATION DEFENCES AGAINST CATEGORY
OF POTENTIAL OFFENDERS OVER WHOM WE HAVE LEAST CONTROL
(SINCE INDIVIDUALS IN RANK OF E-6 OR LESS AND CIVILIAN
EQUIVALENTS TEND TO HAVE LESS CAREER INVESTMENT THAN
HIGHER RANKS AND THUS TO BE LESS SUSCEPTIBLE TO
RESTRAINING INFLUENCE OF ADMINISTRATIVE PUNISHMENT THAT
CAN BE IMPOSED FOR EXFILTRATION). IN EVENT EMBASSY
BELIEVES IT MIGHT USEFULLY RAISE SUBJECT WITH GENERAL
DAVISON, WE WOULD SUGGEST THAT IT STRESS THAT ALLEGED
DISCRIMINATORY MEASURES CAN BE JUSTIFIED BY CONSIDERATIONS
THAT (A) EAST BERLIN AND AUTOBAHN TRAVEL IN PROTECTED
FORCES STATUS IS USG NOT PERSONAL RIGHT WHICH INVOLVES
EXERCISE OF RESPONSIBILITY BY INDIVIDUALS NOT MERELY
ENJOYMENT OF PRIVILEGE. (B) LIMITING EXERCISE OF THAT
RIGHT TO HIGH RANKS IS CONSISTENT WITH EXPECTATION THAT
HIGHER RANKS CAN BE GIVEN GREATER RESPONSIBILITIES THAN
LOWER RANKS AND STATISTICS OF PAST EXFILTRATIONS WHICH
INDICATE GREATER SUSCEPTIBILITY TO TEMPTATION IN RANKS
OF E-6 AND BELOW.
GEORGE

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